


| | | |
|---|--|--|
| PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a) | | Docket Number (Optional) LINDE-597 P1 |
|  | In re Application of Horst CORDUAN et al. | |
| | Application Number 10/612,287 | Filed July 3, 2003 |
| | For PLATE HEAT EXCHANGER | |
| | Group Art Unit 3744 | Examiner Richard L. Leung |

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response in the above identified application.

The requested extension and appropriate non-small-entity fee are as follows (check time period desired):

☐ One month (37 CFR 1.17(a)(1)) \$ _____
☒ Two months (37 CFR 1.17(a)(2)) (first month paid 5-31-05/ \$120.00) \$330.00
☐ Three months (37 CFR 1.17(a)(3)) \$ _____
☐ Four months (37 CFR 1.17(a)(4)) \$ _____
☐ Five months (37 CFR 1.17(a)(5)) \$ _____

☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee amount shown above is reduced by one-half, and the resulting fee is: \$ _____.
☒ A check in the amount of the fee is enclosed.
☐ Payment by credit card. Form PTO-2038 is attached.
☐ The Commissioner has already been authorized to charge fees in this application to a Deposit Account.
☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number 13-3402.
 I have enclosed a duplicate copy of this sheet.

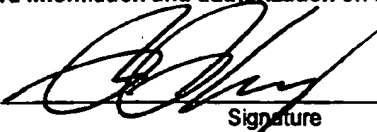
I am the ☐ applicant/inventor.

☐ assignee of record of the entire interest. See 37 CFR 3.71
 Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96):
☒ attorney or agent of record.
☐ attorney or agent under 37 CFR 1.34(a).
 Registration number if acting under 37 CFR 1.34(a). _____.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

June 28, 2005

Date



Signature

Adjustment date: 10/24/2005 SDIRETA1

06/29/2005 JBALIAN 00000086 10612287

02 FC:1252 -330.00 DP

Brion P. Heaney, Reg. No. 32,542

Typed or printed name

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐ Total of _____ forms are submitted.

Burden Hour Statement: This form is estimated to take 0.1 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

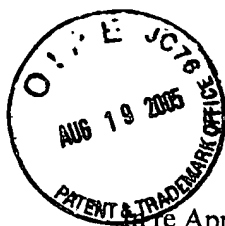
06/29/2005 JBALIAN 00000086 10612287

02 FC:1252

330.00 DP

BEST AVAILABLE COPY

Repln. Ref: 10/24/2005 SDIRETA1 0011515000
 DAA: 133402 Name/Number: 10612287
 FC: 9204 \$830.00 CR



DEPT REF

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re Application of:

Horst CORDUAN et al.

Examiner: Richard L. Leung

Serial No.: 10/612,287

Group Art Unit: 3744

Filed: July 3, 2003

Title: PLATE HEAT EXCHANGER

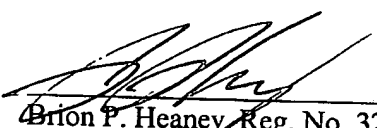
REQUEST FOR REFUND

Mail Stop 16
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Further to applicants filing of a Notice of Appeal (\$500.00) and a Petition for Extension of Time (\$330.00 (two months)) filed June 28, 2005, in the above-identified application, Applicants hereby request a refund in the amount of \$830.00. Applicants request a refund since an Office Action dated July 14, 2005 was received in the above-identified application. Thus, the two-month extension and Notice of Appeal were unnecessary. Therefore, it is respectfully requested that \$830.00, be refunded to counsel's Deposit Account No. 13-3402; two copies of this page are attached for this purpose.

Respectfully submitted,


Brian P. Heaney, Reg. No. 32,542
Attorney/Agent for Applicants

MILLEN, WHITE, ZELANO
& BRANIGAN, P.C.
Arlington Courthouse Plaza I
2200 Clarendon Boulevard
Suite 1400
Arlington, VA 22201
Telephone: (703) 243-6333
Facsimile: (703) 243-6410

Attorney Docket No.: LINDE-597-P1
Filed: August 19, 2005

BEST AVAILABLE COPY

0123
JUN 28 2005
PATENT & TRADEMARK OFFICE

AF/IFW
\$

PTO/SB/31 (10-00)
Approved for use through 10/31/2002. OMB 0651-0031
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**NOTICE OF APPEAL FROM THE EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Docket Number (Optional)

LINDE-597-P1

In re Application of

Horst CORDUAN et al.

Application Number

10/612,287

Filed

July 3, 2003

For **PLATE HEAT EXCHANGER**

Group Art Unit

3744

Examiner

Richard L. Leung

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner dated, January 28, 2005, rejecting the following claims: 1-16 and 18-20.

The fee for this Notice of Appeal is (37 CFR 1.17(b))

\$ 500.00.

☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:

\$ _____

☒ A check in the amount of the fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☐ The Commissioner has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.

☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 13-3402. I have enclosed a duplicate copy of this sheet.

☒ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed. (two months)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

I am the

☐ applicant/inventor.

☐ assignee of record of the entire interest. See 37 CFR 3.71.

Statement under 37 CFR 3.73(b) is enclosed.

☒ attorney or agent of record.

☐ attorney or agent acting under 37 CFR 1.34(a).

Registration number if acting under 37 CFR 1.34(a) _____.


Signature

Brion P. Heaney, Reg. No. 32,542

Typed or printed name

June 28, 2005

Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

06/29/2005 JBALINAN 00000086 10612287

01 FC:1401

500.00 OP

Adjustment date: 10/24/2005 SDIRETA1
06/29/2005 JBALINAN 00000086 10612287
01 FC:1401 -500.00 OP

BEST AVAILABLE COPY